

PRESENTATION OF AWARD OF EXCELLENCE
BY THE INTERNATIONAL PARKING INSTITUTE TO THE CITY OF LONG BEACH
FOR THE QUEENSWAY BAY PARKING STRUCTURE

Ordinance No. C-7594 currently provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearings scheduled for today:

CONTINUED HEARING:

Referred proposed Ordinance relating to reasonable accommodation back to the City Attorney to review and make modifications concerning the application fee, timelines, deadlines and to eliminate need for a hearing unless an increase in density is involved; and to review appeals process so that aggrieved party(s) may appeal.

Received supporting documentation into the record, concluded the hearing and declared the Ordinance relating to zoning read the first time and laid over to the next regular meeting of the City Council for final reading.

Adopted Resolution No. C-27541.
(Docs. 3-4)

1. 1998 Zoning Amendment No. 2. (Report of City Planning Commission) (Ordinance amending the Long Beach Municipal Code, relating to zoning.) (Ordinance amending the Long Beach Municipal Code, relating to reasonable accommodation.) (Resolution authorizing the Director of Planning and Building to submit certain amendments to the Long Beach Zoning Regulations relating to reasonable accommodation to the California Coastal Commission as a Local Coastal Program amendment.) (Case No. 9809-12) (City Planning Commission) (Citywide) (Ben Rockwell, Beach-Wood Chapter of Californians for Disability Rights, opposing Ordinance relative to reasonable accommodation.)
- Suggested Action:
1. Receive supporting documentation into the record, conclude the hearing and declare Ordinance relating to zoning read the first time and laid over to the next regular meeting of the City Council for final reading.

2. Declare Ordinance relating to reasonable accommodation read the first time and laid over to the next regular meeting of the City Council for final reading.

3. Adopt Resolution.

HEARING:

Received supporting documentation into the record, concluded the hearing, and confirmed the determination of the Board.

Directed City Manager to request Dept. of Health and Human Services to pursue health-based eviction in cooperation with City Atty. and City Prosecutor.
(Doc. 5)

2. Appeal of Sy Levitt, on behalf of Robert Gould and Imperial Home Mortgage (Senitt Properties) from the determination of the decision of the Board of Examiners, Appeals and Condemnation regarding property located at 1410 West Summit Street. (Report of Director of Planning and Building) (Project No. 264260) (Planning and Building) (District 1)
- Suggested Action:
- Receive supporting documentation into the record, conclude the hearing, confirm or modify the determination of the Board, as deemed appropriate; or

Receive supporting documentation into the record, conclude the hearing, overrule the findings of the Board and terminate the proceedings.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (3 - 25)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

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| Req'd. City Atty. and auth'd.
City Mgr. (Doc. 6) | 3. REQUEST CITY ATTORNEY to prepare and AUTHORIZE CITY MANAGER to execute First Amendment to Contract No. 26003 with the State of California, Employment Development Department, to provide additional time to complete building technical interfaces at the Career Transition Center, to extend the term of the contract through February 29, 2000. (Community Development) (District 7) |
| Req'd. City Atty. and auth'd.
City Mgr. (Doc. 7) | 4. REQUEST CITY ATTORNEY to prepare all necessary documents and AUTHORIZE CITY MANAGER to execute First Amendment to Contract No. 26153 with the California State University Long Beach Foundation to operate Job Training Partnership Act Title II-A Certified Nursing Assistant Home Health Aid Project in conjunction with Career Transition Center to extend the term of the contract through September 30, 1999. (Community Development) (Citywide) |
| Awarded, auth'd. and auth'd.
City Mgr. (Doc. 8) | 5. AWARD contract with lowest responsible bidder for Plans and Specifications PA-03399 for fire extinguishers, repair parts and service in the estimated amount of \$95,000; AUTHORIZE amendments to exercise the City's option to renew where noted; and AUTHORIZE CITY MANAGER to execute said contract. (Financial Management) |
| Adopted and auth'd. City Mgr.
(Doc. 9) | 6. ADOPT Specifications PA-03499 for lumber and related building materials in the estimated amount of \$250,000 and AUTHORIZE CITY MANAGER to advertise for bids. (Financial Management) |
| Adopted and auth'd. City Mgr.
(Doc. 49) | 7. ADOPT Specifications PA-03699 for providing the destruction and removal of three cathodic protection wells and the construction of three new replacement wells in the estimated amount of \$51,000 and AUTHORIZE CITY MANAGER to advertise for bids. (Financial Management) |
| Req'd. City Atty. and auth'd.
City Mgr. (Doc. 10) | 8. REQUEST CITY ATTORNEY to prepare or review all necessary documents and AUTHORIZE CITY MANAGER to execute said documents with the County of Orange to receive Job Training Partnership Training Act Title III grant funds in the amount of \$30,000 for firefighter job training and related services performed by the Long Beach Fire Department for the period of April 13, 1998 through July 18, 1998. (Fire) |

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| Req'd. City Atty., auth'd. City Mgr. and increased. (Doc. 11) | 9. REQUEST CITY ATTORNEY to approve all necessary documents and AUTHORIZE CITY MANAGER to execute said documents with SmithKline Beecham Pharmaceuticals to conduct a clinical study for the time period of June 23, 1999 through September 20, 1999; and INCREASE appropriation in the Department of Health and Human Services (HE) and the Health Fund (SR 130) by \$73,500. (Health and Human Services) |
| Req'd. City Atty., auth'd. City Mgr. and increased. (Doc. 12) | 10. REQUEST CITY ATTORNEY to approve and AUTHORIZE CITY MANAGER to execute an interjurisdictional exchange agreement with the State of California, Department of Health Services, in the amount of \$126,500 from July 1, 1999 through June 30, 2000; and INCREASE appropriation in the Department of Health and Human Services (HE) and the Health Fund (SR 130) by \$126,500. (Health and Human Services) |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 50) | 11. REQUEST CITY ATTORNEY to prepare all necessary documents and AUTHORIZE CITY MANAGER to execute said documents with County of Los Angeles, Department of Health Services, to provide HIV/AIDS prevention and education services to Latina youth for an amount not to exceed \$67,000 from July 1, 1999 through June 30, 2000. (Health and Human Services) |
| Auth'd. City Atty. (Docs. 13-15) | 12. AUTHORIZE CITY ATTORNEY to submit Compromises and Releases for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$21,000 in compliance with Appeals Board order for claim of Cheryl Cristofaro; \$55,000, \$3,441 and \$2,446.80 for claim of Clarence O'Neill; and \$25,000 for claim of April Snook. (Law) |
| Auth'd. City Atty. (Docs. 16-18) | 13. AUTHORIZE CITY ATTORNEY to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$60,902.50 in compliance with Appeals Board order for claim of Eudell Camper; \$10,280 for claim of Emma Henderson; and \$18,317.50 for claim of Keith Sterbling. (Law) |
| Auth'd. City Atty. (Docs. 19-21) | 14. AUTHORIZE CITY ATTORNEY to pay sums of \$10,000 in full settlement of the lawsuit of Marguerite Cravatt, \$15,000 in full settlement of the lawsuit of Adrienne Jones, and \$45,000 in full settlement of the lawsuit of Lee Taylor, against the City of Long Beach. (Case Nos. CV98-3960NM [Ex], NC022037, NC017624) (Law) |
| Auth'd. City Atty. (Doc. 22) | 15. AUTHORIZE CITY ATTORNEY to pay sum of \$17,500 in full settlement of the claim of Richard Robinson against the City of Long Beach. (Claim No. 99273) (Law) |
| Approved. (Doc. 51) | 16. APPROVE amendment to agreement with Patrick J. Power for special legal services in connection with California Public Utilities Commission proceedings, Southern California Gas Company's biennial cost allocation proceeding, implementation of natural gas strategy proceeding, other regulatory policies and programs, and related Gas and Electric Department issues, increasing maximum amount of \$150,000 to a maximum amount of \$250,000. (Law) |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 23) | 17. REQUEST CITY ATTORNEY to prepare and AUTHORIZE CITY MANAGER to execute agreement with Harbor Cogeneration Company for the delivery of water to the west Wilmington oil operations, providing for termination with 30 days' notice to either party. (Oil Properties) (District 2) |

- Req'd. City Atty. and auth'd.
City Mgr. (Doc. 52)

18. **REQUEST CITY ATTORNEY** to prepare all necessary documents and **AUTHORIZE CITY MANAGER** to execute said documents for permit with Pilgrim of Newport, LP, for the commercial operation from the Rainbow Harbor for a term of three years with an option to renew for one period of two years, with execution of the option subject to future City Council authorization. (Parks, Recreation and Marine) (District 2)
- Req'd. City Atty. and auth'd.
City Mgr. (Doc. 53)

19. **REQUEST CITY ATTORNEY** to prepare all necessary documents and **AUTHORIZE CITY MANAGER** to execute said documents with American Heritage Marine Institute, LLC, dba American Pride Charters, to modify the conditions of the permit to enable the operation of harbor cruises, whale watching tours and all charters, excluding scuba diving and sportfishing charters. (Parks, Recreation and Marine) (District 2)
- Req'd. City Atty. and auth'd.
City Mgr. (Doc. 24)

20. **REQUEST CITY ATTORNEY** to prepare all necessary documents and **AUTHORIZE CITY MANAGER** to execute said documents with Promenade Services, Inc., for commercial vendor cart operations along the lower Rainbow Harbor Esplanade for a 30-month term. (Parks, Recreation and Marine) (District 2)
- Req'd. City Atty. (Doc. 25)

21. **REQUEST CITY ATTORNEY** to prepare amendment to Section 10.20.070 of the Long Beach Municipal Code, Stop Intersections Enumerated: adding Montair Avenue at its intersection with Pageantry Street, and Pageantry Street at its intersection with Montair Avenue. (Public Works) (District 5)
- Determined and auth'd. City
Mgr. (Doc. 26)

22. **DETERMINE** granting of Permit Supplement No. S-1-99 to Facility/ Pipeline Permit No. MW-63-96 to Long Beach Building Materials Company will not be contrary to the public interest and **AUTHORIZE CITY MANAGER** to issue said permit supplement. (Public Works) (District 6)
- Determined and auth'd. City
Mgr. (Doc. 27)

23. **DETERMINE** granting of Facility/Pipeline Permit No. MW-77-99 to Equiva Services, LLC, will not be contrary to the public interest and **AUTHORIZE CITY MANAGER** to issue said permit. (Public Works) (Districts 3,4)
- R & F. (Doc. 54)

24. **RECEIVE AND FILE** the following minutes:

City Planning Commission, April 15, 1999
Civil Service Commission, June 2, 1999
Harbor Commission, June 14, 1999
Water Commission, May 27, 1999
- Ref'd. to City Atty.
(Docs. 28-48)

25. **REFER TO CITY ATTORNEY** the following damage claims:

American Family Insurance Group, subrogee for Michael B. and Korine Peterson	Amount Unknown
Stuart Bermudez	\$ 140.00
Mercury Insurance Group, subrogee for Larry Brooks	345.08
Jerry L. Coleman	145.00
Shelby H. Davis	6,500.00
Claudette M. Diaz	Amount Unknown
Donald Dvorak, Cynthia H. Dvorak	600.00
Jimmy L. Farmer	45.00
Berneda Harris	Amount Unknown
Pablo Hernandez	60.00
Stephen James	297.44

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Steven A. Lopez	15,000.00
Tyrrell Louis	149.00
Robert I. Orina	958.52
Korine Peterson	Amount Unknown
Michael Peterson	Amount Unknown
Richard Reid	Amount Unknown
Candelario Rojo Ruiz	450.00
Danny Sanders, Jr.	4,000,000.00
Adam Selayandia	2,200.00
Tracy Wilson	160.00

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

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| Req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control as set forth in comm'n. from Councilmember Topsy-Elvord. (Doc. 58) | 26. Application of Chang Soo Woo and Yung Ok Woo, dba Minit Mart Liquor, for an alcoholic beverage license at 1012 Alamitos Avenue. (Police) (District 6) (Councilmember Topsy-Elvord, transmitting conditions for said application.) |
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REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

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| Confirmed appointments and reappointments. (Doc. 59) | 27. Mayor Beverly O'Neill, recommending the following nominations for appointments and reappointments to the following commissions, committees, or boards for City Council approval, effective July 1, 1999: the appointment of Kenneth Velten to the Airport Advisory Commission; the reappointments of Nita Scott, Manuel Perez, Dr. Song N. Tan and Lorain Brault to the Board of Health and Human Services; the appointments of Anthony Cesare, Phil Sblendorio and Bill Snead to the Bixby Knolls Parking & Business Improvement Area Board; the reappointment of E. Gerrie Schipske to the California State University Headquarters Building Joint Powers Authority; the appointments of Scott T. Tolen and Ginny Ransom-Gonzales, and the reappointments of JuDee Stone, Millree Wallace-Mellie, Cynde Soto, Jeffrey L. Cahn and Donald R. Brault to the Citizens Advisory Commission on Disabilities; the reappointments of Paul Lanouette, Joe Downey, Stanley Poe, David Chartier and Dan Pressburg to the Cultural Heritage Commission; the appointment of Joan M. Pizzato to the Disabled Access Appeals Board; the appointment of Marsha J. Naify to the Human Relations Commission; the appointments of Michael LoGrande, Jacob J. Ellens, Louis L. Lester and Carolyn Smith Watts, and the reappointments of David Ross, Cesar Alfonso II and Bill O'Donnell to The Long Beach Housing Development Company Board; the reappointment of Brian Russell to the Long Beach Transportation Company Board of Directors; the appointment of Robert Livingstone to the Municipal Golf Commission; the appointments of David A. Bauer, David R. Kean and Robert Perez to the Public Safety Advisory Commission; the appointments of Phyllis Davis and Teresa Munoz Gorospe to the Senior Citizens Advisory Commission; and the reappointment of Edith Joy Dowell to the Greater Los Angeles County Vector Control District. |
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Suggested Action: Confirm appointments and reappointments.

Concurred in recommendation of Committee to confirm appointments and reappointments, with the exception of the reappointment to the Harbor Commission.

Adopted motion to not confirm reappointment of George Murchison to the Harbor Commission.

Ref'd. appointment to the Harbor Commission back to the Mayor's Office.
(Docs. 60-61)

28. Vice Mayor Doris Topsy-Elvord, Sixth District, Chair, Personnel and Civil Service Committee, recommending that the communications regarding appointments/reappointments to City Charter Commissions and the Redevelopment Agency Board be received and the following appointments confirmed: Harvey Keller, Judy Everson, John Cross, Chris Dillon and Val Lerch, and the reappointment of Joanne DeVere, Grant Boyer and Eleanor Aguilar to the Citizen Police Complaint Commission; the reappointment of Dr. Thomas Wood to the Civil Service Commission; the reappointment of George Murchison to the Harbor Commission; the reappointment of Gregg Whelan to the City Planning Commission; the appointments of Ralph Hurtado and Naomi Rainey to the Recreation Commission; the reappointments of Kelly Sutherlin McLeod, Daniel Cartagena and Luther Williams to the Redevelopment Agency Board; and the appointment of Richard Williams to the Water Commission. (Councilmember Roosevelt, stating opposition to reappointment to Harbor Commission.)

Suggested Action: Concur in recommendation of Committee.

Ref'd. to City Atty. and City Mgr. for report to Tidelands and Harbor Committee.
(Doc. 62)

29. Councilmember Frank Colonna, Third District, requesting City Manager and City Attorney review matter of State Lands Commission denial of City of Long Beach request for oil fund money in the amount of \$350,000 to assist in the continuing program to repair seawalls in Naples and Alamitos Bay. (District 3)

Laid over to Tuesday, June 29, 1999. (Doc. 63)

30. Chief of Police, reporting on application for an alcoholic beverage license. (District 1)

Suggested Action: Receive and file.

R & F. (Doc. 64)

31. City Attorney, advising of recent court decision in the case of VM Associates v. City of Long Beach in which the Los Angeles Superior Court upheld the City's ban on nude dancing in bars. (Citywide)

Suggested Action: Receive and file.

Req'd. City Atty. to prepare all necessary documents and auth'd. City Mgr. to execute said documents in an amount not to exceed \$1,505,565 from July 1, 1999 through June 30, 2000; and increased appropriations as recommended. (Doc. 65)

32. Director of Health and Human Services, regarding agreement with State Department of Health Services and community agencies to provide HIV/AIDS preventative health services.

Suggested Action: Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents in an amount not to exceed \$1,505,565 from July 1, 1999 through June 30, 2000; and increase appropriation in the Department of Health and Human Services (HE) and the Health Fund (SR 130) by \$215,000.

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Req'd. City Atty. to prepare all necessary documents and auth'd. City Mgr. to execute said documents for an amount not to exceed \$750,000 from July 1, 1999 through June 30, 2002; and increased appropriations as recommended. (Doc. 66)

33. Director of Health and Human Services, regarding agreement with State Department of Health Services and community agencies to provide Community Challenge Grant services.

Suggested Action: Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents for an amount not to exceed \$750,000 from July 1, 1999 through June 30, 2002; and increase appropriation in the Department of Health and Human Services (HE) and the Health Fund (SR 130) by \$750,000.

Req'd. City Atty. to prepare and auth'd. City Mgr. to execute agreement in an amount not to exceed \$236,570, for a period of one year; and auth'd. City mgr. to execute contract amendments relative to the extension of the term. (Doc. 67)

34. Director of Public Works, regarding agreement with Architect Milford Wayne Donaldson, to provide seismic upgrade and structural strengthening design of the Rancho Los Cerritos Historic Site. (District 8)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute agreement in an amount not to exceed \$236,570, for a period of one year; and authorize City Manager to execute contract amendments relative to extension of the term.

Laid over to Tuesday, June 29, 1999. (Doc. 68)

35. Board of Health and Human Services, transmitting recommendations for 1999-00 Social Services Grant Program.

Suggested Action: Approve and adopt recommendations for allocation of the Social Services Grant Program as set forth; and request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents with community agencies for provision of social services in Fiscal Year 1999-00.

ORDINANCE:

First reading. (Doc. 69)

36. Amending the Long Beach Municipal Code, all relating to newsracks. (Councilmember Frank Colonna, Third District, recommending adoption of Ordinance extending newsrack pilot program on Second Street in Belmont Shore with a new sunset provision set to expire in June of 2000.) (District 3)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

NEW BUSINESS:

Ref'd. to State Legislation and Environmental Affairs Committee. (Doc. 71)

37. Councilmember Jerry Shultz, Ninth District, requesting letter in support of Senate Bill 430 (Alarcon), Building Code Enforcement, to Senator Richard Alarcon and to members of the Assembly Housing and Community Development Committee where bill will likely be referred.

R & F. (Doc. 72)

38. City Attorney, advising that the sum of \$30,001 was paid on June 11, 1999 to Cecilia Mendoza in settlement of her lawsuit as authorized by the City Council in an attorney/client meeting on May 11, 1999.

June 22, 1999

Received and made part of
permanent record.
(Docs. 1-2)

39. Affidavits of Service for special meetings of the City Council for June 19, 1999 and June 22, 1999.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Economic Development and Finance Committee
(Attorney/Client) at 4:50 P.M.

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /SS